

**WEIL, GOTSHAL & MANGES LLP**

Theodore E. Tsekerides (*pro hac vice*)  
(theodore.tsekerides@weil.com)

Jessica Liou (*pro hac vice*)  
(jessica.liou@weil.com)

Matthew Goren (*pro hac vice*)  
(matthew.goren@weil.com)

767 Fifth Avenue  
New York, NY 10153-0119

Tel: (212) 310-8000

Fax: (212) 310-8007

**KELLER BENVENUTTI KIM LLP**

Tobias S. Keller (#151445)  
(tkeller@kbbkllp.com)

Jane Kim (#298192)  
(jkim@kbbkllp.com)

David A. Taylor (#247433)  
(dtaylor@kbbkllp.com)

650 California Street, Suite 1900  
San Francisco, CA 94108

Tel: (415) 496-6723

Fax: (650) 636 9251

*Attorneys for Debtors and Reorganized  
Debtors*

**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

In re:

**PG&E CORPORATION,**

**- and -**

**PACIFIC GAS AND ELECTRIC COMPANY,**

**Debtors.**

- ☐ Affects PG&E Corporation  
☐ Affects Pacific Gas and Electric Company  
☒ Affects both Debtors

*\* All papers shall be filed in the Lead Case,  
No. 19-30088 (DM).*

Case No. 19-30088 (DM)

Chapter 11

(Lead Case)

(Jointly Administered)

**STIPULATION BY AND BETWEEN  
REORGANIZED DEBTORS AND  
CERTAIN CLAIMANTS (LINE 118B)**

[No Hearing Requested]

1 PG&E Corporation (“**PG&E Corp.**”) and Pacific Gas and Electric Company (the  
2 “**Utility**”), as reorganized debtors (collectively, the “**Debtors**” and as reorganized pursuant to the  
3 Plan (as defined below), the “**Reorganized Debtors**”) in the above-captioned cases (the “**Chapter**  
4 **11 Cases**”), on the one hand, and the 16 claimants listed on **Exhibit 1** attached hereto  
5 (“**Claimants**,” and, together with the Debtors and Reorganized Debtors, the “**Parties**”), on the  
6 other hand, by and through their respective counsel, hereby stipulate and agree as follows:

### 7 **RECITALS**

8 A. The Claimants are plaintiffs (in the case of 14 Claimants) and cross-complainants (in  
9 the case of two Claimants) in a consolidated action currently pending in the Fresno County  
10 Superior Court (the “**State Court**”) under the lead case *Ouk, et al. v. Pacific Gas and Electric*  
11 *Company*, Case No. 15CECG01274 (the “**State Court Action**”). In the State Court Action, the  
12 Claimants seek damages from the Utility in connection with an explosion that occurred in 2015 in  
13 the County of Fresno, California. Separate proceedings relating to the incident are also currently  
14 ongoing as to certain Claimants before the Workers’ Compensation Appeals Board of the State of  
15 California (the “**WCAB Proceedings**”). On December 24, 2015, the State Court issued an order  
16 staying the State Court Action as to all parties, pending resolution of the WCAB Proceedings (the  
17 “**WCAB Stay**”). The Parties are unable to anticipate when the WCAB Proceedings may be  
18 resolved, and the WCAB Stay lifted. The State Court, after receiving an update on the WCAB  
19 Proceedings, set a status conference regarding the status of the WCAB Proceedings for August 17,  
20 2022.

21 B. On January 29, 2019 (the “**Petition Date**”), the Debtors commenced these Chapter  
22 11 Cases in the United States Bankruptcy Court for the Northern District of California (the  
23 “**Bankruptcy Court**”). As of the Petition Date, the State Court Action, which was already stayed  
24 as a result of the WCAB Stay, was also subject to the automatic stay as to the Debtors pursuant to  
25 section 362(a) of the Bankruptcy Code.

26 C. Each Claimant has filed a proof of claim in the Chapter 11 Cases on account of the  
27 claims asserted by such Claimant in the State Court Action (the “**Proofs of Claim**”), as indicated  
28 on Exhibit 1.

1 D. By Order dated June 20, 2020 [Dkt. No. 8053] (the “**Confirmation Order**”) the  
2 Bankruptcy Court confirmed the *Debtors’ and Shareholder Proponents’ Joint Chapter 11 Plan of*  
3 *Reorganization Dated June 19, 2020* (as may be further modified, amended or supplemented from  
4 time to time, and together with any exhibits or scheduled thereto, the “**Plan**”).<sup>1</sup> The Effective Date  
5 of the Plan occurred on July 1, 2020. See Dkt. No. 8252.

6 E. Sections 10.5 and 10.6 of the Plan and Paragraphs 51 and 52 of the Confirmation  
7 Order establish the “**Plan Injunction**,” which supersedes the automatic stay in most respects and  
8 expressly prohibits (1) commencing, conducting, or continuing in any manner, directly or indirectly,  
9 any suit, action, or other proceeding of any kind with respect to any pre-petition claims against the  
10 Debtors or Reorganized Debtors, and (2) any effort to enforce, collect or recover on any judgment  
11 based on any pre-petition claims.

12 **NOW, THEREFORE, UPON THE FOREGOING RECITALS, WHICH ARE**  
13 **INCORPORATED AS THOUGH FULLY SET FORTH HEREIN, IT HEREBY IS**  
14 **STIPULATED AND AGREED, BY AND BETWEEN THE PARTIES, THROUGH THE**  
**UNDERSIGNED, AND THE PARTIES JOINTLY REQUEST THE BANKRUPTCY COURT**  
**TO ORDER, THAT:**

15 1. Effective as of the date of the expiration of the WCAB Stay, the Plan Injunction shall  
16 be modified solely to permit Claimants to liquidate the Proofs of Claim by prosecuting the State  
17 Court Action through final judgment and any appeals thereof, but not to permit enforcement of any  
18 such judgment, which judgment, if any, shall be recoverable solely as a General Unsecured Claim in  
19 accordance with the Plan and through the claims reconciliation process in these Chapter 11 Cases.

20 2. Nothing herein is intended, nor shall it be construed, to be:  
21 a. a waiver by the Debtors or the Reorganized Debtors, as applicable, or any  
22 other party in interest, of any right to object to the Proofs of Claim on any  
23 grounds, or  
24 b. a waiver by any of the Claimants of their rights to assert any right in  
25 opposition of any asserted challenge to the Proofs of Claim, or  
26

27  
28 <sup>1</sup> Capitalized terms used but not otherwise defined herein have the meanings ascribed to them in the Plan.

1 c. a waiver by any Party of any claim or defense in the State Court Action or the  
2 WCAB Proceedings.

3 3. In the event that the terms of this Stipulation are not approved by the Bankruptcy  
4 Court, it shall be null and void and have no force or effect and the Parties agree that, in such  
5 circumstances, this Stipulation shall be of no evidentiary value whatsoever in any proceedings.

6 4. This Stipulation shall be binding on the Parties and each of their successors in  
7 interest.

8 5. This Stipulation shall constitute the entire agreement and understanding of the Parties  
9 relating to the subject matter hereof and supersede all prior agreements and understandings relating  
10 to the subject matter hereof.

11 6. This Stipulation may be executed in counterparts, each of which shall be deemed an  
12 original but all of which together shall constitute one and the same agreement.

13 7. The Bankruptcy Court shall retain jurisdiction to resolve any disputes or  
14 controversies arising from this Stipulation or any Order approving the terms of this Stipulation.

15 *[Signatures on Next Page]*  
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1 Dated: April 21, 2022

2 KELLER BENVENUTTI KIM LLP

WAGNER, JONES, KOPFMAN &  
ARTENIAN LLP

3  
4 /s/ David A. Taylor

5 David A. Taylor

/s/ Nicholas Wagner

Nicholas Wagner

6 *Attorneys for Debtors*  
7 *and Reorganized Debtors*

*Attorneys for Claimants Sam Ouk, Edgar*  
*Torres, Gabino Alberto Pizano, Kao Hang,*  
*and Fidel Ramirez*

8  
9 BARADAT & PABOOJIAN, INC.

LAW OFFICES OF ARA  
JABAGCHOURIAN, P.C.

10  
11 /s/ Adam B. Stirrup

Adam B. Stirrup

/s/ Ara Jabagchourian

Ara Jabagchourian

12 *Attorneys for Claimant Efrain S. Garcia*

*Attorneys for Claimants Espino Family,*  
*Rosario Lara, and Victor Castaneda*

13  
14 LAZARO SALAZAR LAW, INC.

BORTON PETRINI, LLP

15  
16 /s/ Lazaro Salazar

Lazaro Salazar

/s/ Bradley A. Post

Bradley A. Post

17 *Attorneys for Claimants Juan Pablo*  
18 *Chagoya Gonzalez and Monica Andrade*  
19 *Sanchez*

*Attorneys for Claimant Sheriff's*  
*Foundation for Public Safety*

20 PETRIE LEATH LARRIVEE &  
21 O'ROURKE, LLP

22 /s/ J. David Petrie

23 J. David Petrie

24 *Attorneys for Claimant Fresno County*  
25 *Peace Officers Association*